

Benedict

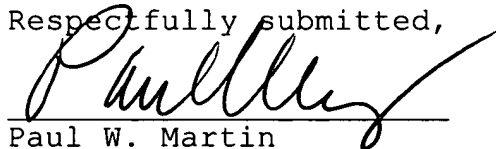
1 and 2, item 28} in a second plane orthogonal to said first plane to scan the item from another orthogonal direction.

COMMENTS

This will advise the Examiner that patent 5,684,289, for which a reissue patent is being sought, is involved in a two-party interference proceeding entitled Detwiler v. Bobba Interference No. 104,631. The interference involves claims 1 to 21 and 33 to 35 of the '289 patent.

The Bobba application involved in this interference is a continuation of Bobba U.S. patent 5,475,207. One of the issues that we understand will be raised in the interference is the validity of some or all of the '289 patent claims in view of a Spectra Physics "Magellan" bar code scanner that is similar to the scanner shown in Fig. 21 of the Bobba '207 patent.

Respectfully submitted,



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